IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION

COMPANY PETITION NO.586 OF 2005

M/s.Samriti Chemicals Ltd. Petitioners

versus

Riverside Industries Limited Respondents

Mr.V.Chandrashekhar with N.S.Charipelli for petitioners.

Ms.Payal Shaikh with Mr.J.H.Mishra for respondents.

CORAM : S.C.DHARMADHIKARI, J.

DATE : 27th March 2006

PC :

1. After the matter was argued for some time both sides agree that the petition be disposed of by following order.

2. Without prejudice to the rights and contentions of the company as well as the petitioner, the respondent company will deposit a sum of Rs.5.00 lakh (Rs.Five Lakh only) by Demand Draft drawn in the name of Prothonotary and Senior master of this Court within a period of

eight weeks from today. On such deposit being made, liberty is reserved to the petitioner to file a suit to recover the amounts under the invoices in question and thereupon the amount deposited with this Court will be transferred to the credit of that suit. Such suit be filed within a period of two weeks from the date of deposit.

3. If the amount is not deposited as stated above, then the company petition to stand admitted. To be advertised with Daily Loksatta, Daily Free Press Journal. The costs of advertisement would then be deposited by learned advocate for the petitioners. Parties to act on authenticated copy of this order issued by Registry.

(S.C.DHARMADHIKARI, J.)